
SENATE BILL No. 262

DIGEST OF INTRODUCED BILL

Citations Affected: IC 26-1-2-309.

Synopsis: Delivery of goods and services. Requires delivery, shipping, or other action under a contract to occur in not more than six months unless otherwise agreed upon.

Effective: July 1, 2002.

Wyss, Lanane

January 7, 2002, read first time and referred to Committee on Commerce and Consumer Affairs.

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Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

SENATE BILL No. 262

A BILL FOR AN ACT to amend the Indiana Code concerning commercial law.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 26-1-2-309 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 309. (1) The time for
3 shipment or delivery or any other action under a contract, if not
4 provided in IC 26-1-2 or agreed upon, shall be a reasonable time.
5 **Unless otherwise agreed upon, a reasonable time is not more than**
6 **six (6) months.**

7 (2) Where the contract provides for successive performances but is
8 indefinite in duration, it is valid for a reasonable time but unless
9 otherwise agreed may be terminated at any time by either party.

10 (3) Termination of a contract by one (1) party, except on the
11 happening of an agreed event, requires that reasonable notification be
12 received by the other party, and an agreement dispensing with
13 notification is invalid if its operation would be unconscionable.

14 SECTION 2. [EFFECTIVE JULY 1, 2002] **IC 26-1-2-309, as**
15 **amended by this act, applies only to a transaction for shipment,**
16 **delivery, or other action under a contract that occurs after June**
17 **30, 2002.**



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